IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

Bail Appl..No. 1232 of 2007()

OS.122/2006 of MUNSIFF COURT,MANNARKAD
CRIME NO.4/07 OF AGALY POLICE STATION

.....

: APPLICANTS/ACCUSED NO.3

KANNAN @ SHIVADASAN,
S/O.GOPALAN NAIR, EDUKATTIL PUTHEN VEEDU,
ANDIPADAM, MANNARKKAD (REAL ESTATE).

BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY SHRI P.G.THAMPI (DGP)

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.1232 OF 2007

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DATED THIS THE 1ST DAY OF MARCH, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the 3rd accused in Crime No.4/07 of Agaly Police Station for offences punishable under Sections 342, 395, 427 and 450 IPC read with section 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)Act, 1989, seeks his enlargement on bail. The petitioner was arrested on 17.1.2007.

2. I heard the learned counsel for the petitioner and Shri P.G.Thampi, the learned Director General of Prosecutions.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Mannarkkad and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Police, till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn